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FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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Federal Communications Commission
Office of Secretary

In Re: Matter of)

Amendment of Section 73.202(b),
Table of Allotments,
FM Broadcast Stations)

(Dalhart and Perryton, TX))

MM Docket No. 05-144
RM-11189

To: The Secretary of the Commission
Attention: The Assistant Chief, Audio Division, Media Bureau

OPPOSITION TO MOTION FOR TEMPORARY STAY OF PROCEEDINGS

Radio Dalhart, by its attorney, hereby respectfully opposes a "Motion for Temporary Stay of Proceedings" filed in this matter by Perryton Radio, Inc. ("Perryton") on November 8, 2005.

The sole basis for Perryton's Motion is that Radio Dalhart's rulemaking petition and the Commission's *Notice of Proposed Rulemaking* herein were served on a prior address that it ostensibly has not used for several years. It attaches a November 8, 2005 printout from the Commission's database displaying its current address. However, conspicuously absent from Perryton Motion is any indication of **when** it advised the Commission of its address change.

Section 1.5(a) of the Commission's rules obligates licensees to keep the Commission apprised of their current addresses, which the Commission is to use in serving documents or directing correspondence. It would appear that both the Commission and Radio Dalhart properly relied upon the address shown in the Commission's records for Perryton at the time the relevant materials were filed and served. Perryton has failed to present a valid ground to stay these proceedings.¹

¹ Perryton also appears to chide Radio Dalhart for never having consulted with Perryton or seeking Perryton's consent. Radio Dalhart was under no obligation to do so and, for reasons not germane to this proceeding, did not believe that any such efforts would have been fruitful.

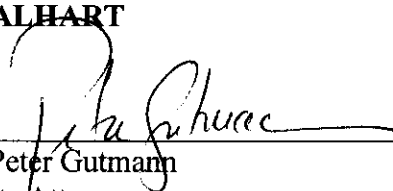
Nor has Perryton presented an equitable basis for discretionary relief. It cites its association with its current frequency and slogan and speculates that any change will decrease its station's value and utility. There is nothing extraordinary in any of this. These are the types of claims which are nothing more than the routine and expected natural consequence of any channel change, and in any event Radio Dalhart has stated its willingness to reimburse Perryton for its reasonable costs associated with the channel change.

In view of the foregoing, Perryton has presented neither a legal nor equitable reason to support the relief it seeks. Its "Motion for Temporary Stay of Proceedings" should be denied and a decision should be issued in this proceeding, which otherwise should be ripe for resolution.

Respectfully submitted,

RADIO DALHART

By: _____


Peter Gutmann
Its Attorney

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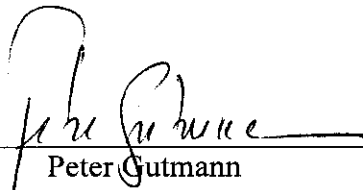
November 10, 2005

CERTIFICATE OF SERVICE

I, Peter Gutmann, an attorney in the law firm of Womble Carlyle Sandridge & Rice, PLLC, do hereby certify that I have caused copies of the foregoing Opposition to Motion for Temporary Stay of Proceedings to be mailed on this 10th day of November 2005 to the following by first-class United States mail, postage prepaid:

William S. Carnell, Esquire
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John Karousos
Assistant Chief
Audio Division, Media Bureau
Federal Communications Commission
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Peter Gutmann